

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

BOSTON & MAINE CORP., and SPRINGFIELD
TERMINAL RAILWAY CO.,

Plaintiffs,

v.

TOWN OF WESTFORD, WESTFORD BOARD
OF HEALTH, DARREN R. MACCAUGHEY,
SANDY COLLINS, R.N., ZAC CATALDO, TODD
LOBO, TOM MAHANNA, JOANNE MARTEL,
JOSEPH P. GUTHRIE, JR., MASSACHUSETTS
DEPARTMENT OF ENVIRONMENTAL
PROTECTION, and ROBERT GOLLEDGE, JR.,

Case No. 05 CV-10806 MLW

Defendants.

LOCAL RULE 16.1 (D)(3) CERTIFICATION

The defendants Massachusetts Department of Environmental Protection and Robert Golledge, Jr. (collectively “Department”) hereby affirm through their authorized representative and counsel that they have conferred:

- (a) with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – of the litigation; and
- (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

COMMONWEALTH OF MASSACHUSETTS

By its attorneys,

/s/ Nora J. Chorover

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